IN THE HIGH COURT OF JUDICATURE, ANDHRA PRADESH
AT HYDERABAD

(Special Original Jurisdiction)

FRIDAY, THE FIRST DAY OF OCTOBER
TWO THOUSAND AND FOUR

PRESENT

THE HON'BLE MR JUSTICE A.GOPAL REDDY

WRIT PETITION NO : 17073 of 2004

Between:

Nehru Yuvak Sangam Banswada, rep. by its President J. Ramulu S/o Mogulaiah,
R/o Old Banswada, Nizamabad District.

..... PETITIONER

AND

1 The Commissioner , A.P. Vaidya Vidhana Parishad, Hyderabad.
2 District Co-ordinator of Hospital Services, Nizamabad.
3 Medical Superintendent, Area Hospital, Banswada, Nizamabad District.

.....RESPONDENTS

Petition under Article 226 of the constitution of India praying that in the circumstances stated in the Affidavit filed herein the High Court may be pleased to issue an appropriate writ, order or direction, particularly one in the nature of writ of Mandamus declaring the Tender Notification No. RC.No. 149/AHB/04 published in News Papers dt. 12-9-04 is arbitrary, illegal, and violative of the Articles 14, 16 and 21 of the Constitution of India and consequently direct the Respondents herein to renew the contract of the Petitioner Sangam.

For the Petitioner: MR.VENKATESWARLU VALMIKI , Advocate

For the Respondents: MR.K.L.N.SWAMY, Standing Counsel

The Court made the following :

ORAL ORDER:

Admittedly, the petitioner was awarded contract work for maintenance of sanitation work and cleaning toilets and floor area at Area Hospital, Banswada for a period of six months from 1-4-2004 to 30-9-2004. Since the contract period is maturing, the respondents issued the impugned tender notification inviting tender for the said work. It is always open for the petitioner to file its tender pursuant to the impugned tender notification but it cannot stall the tender process since the contract period is already expired.

In view of the same, issuing tender notification calling tenders for the sanitation work cannot be termed as arbitrary and illegal.

The writ petition is accordingly dismissed.

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A.GOPAL REDDY,J

Dt. 1-10-2004

kmr

To

1 The Commissioner, A.P. Vaidya Vidhana Parishad, Hyderabad.
2 District Co-ordinator of Hospital Services, Nizamabad.
3 Medical Superintendent, Area Hospital, Banswada, Nizamabad District.

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